

Comstock's Dead Shot worm pellets. Misbranding, Section 502 (a), the designation on the container and leaflet "Comstock's Dead Shot Worm Pellets for Round and Pin Worms," the statements on the container "This medicine helps to expel the worms," and the statements in the accompanying leaflet "If you are not sure that the worms and their eggs have been removed the same dose should be taken two weeks after the first dose. Thread Worms—In addition to the internal treatment, it will be necessary in the case of Thread Worms to use an enema * * * Delicate, underweight, or frail users should decrease the dose but continue the remedy three or four nights" were false and misleading since the article was not effective for the removal of round worms, pin worms, or thread worms.

DISPOSITION: W. H. Comstock Co., Ltd., claimant, having petitioned for the removal of the case to the Southern District of New York and the Government having consented, an order was entered on January 11, 1949, directing such removal. On May 3, 1950, the claimant having failed to file an answer to the libel, judgment of condemnation was entered and the court ordered that the product be destroyed.

DRUG ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH

3290. Adulteration and misbranding of Geo-Mineral. U. S. v. 75 Bottles * * *.
(F. D. C. No. 27042. Sample No. 41028-K.)

LIBEL FILED: On or about April 15, 1949, District of Montana.

ALLEGED SHIPMENT: On or about January 27, 1949, by Vi-Jon Laboratories, Inc., from St. Louis, Mo.

PRODUCT: 75 3-ounce bottles of *Geo-Mineral* at Great Falls, Mont., in possession of the Pay Less Drug Store.

LABEL, IN PART: "Geo-Mineral * * * Sole Distributor Geo-Mineral Company, St. Louis 1, Mo."

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of mold. The article was adulterated in interstate commerce.

Misbranding, Section 502 (a), the statements appearing on a placard on display in the store of the consignee, "Geo-Mineral — Stomach Ailments — Weak Kidneys — Rheumatic Pains — Arthritis — Neuritis," were false and misleading since the article was not effective in the treatment of these conditions. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: September 27, 1949. Default decree of condemnation and destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

3291. Adulteration and misbranding of Gothestrone. U. S. v. Gotham Pharmaceutical Co., Inc., and Max Grossman. Plea of guilty for corporation and plea of nolo contendere for individual. Fine of \$1,000 against corporation. Sentence of 1 year in penitentiary against individual; sentence suspended and individual placed on probation for 1 year. (F. D. C. No. 28155. Sample Nos. 4736-K, 10057-K.)

INFORMATION FILED: April 28, 1950, Eastern District of New York, against the Gotham Pharmaceutical Co., Inc., Brooklyn, N. Y., and Max Grossman, president of the corporation.